To: Flanagan, Sarah[Flanagan.Sarah@epa.gov]

From: Daniel Riesel

**Sent:** Fri 3/20/2015 12:57:11 PM

Subject: RE: Diamond Alkali Site/Lower Passaic River Study Area

Dear Ms. Flanagan:

Thank you for your email of March 17, 2015.

We look forward to the Region's response to our letter –petition of March 10, 2015.

With respect to the appendices, the appendices have been voluntarily distributed to the full CPG.

Very truly yours

**Daniel Riesel** 

SIVE PAGET & RIESEL, P.C.

460 Park Avenue, 10th Floor

New York, NY 10022

Phone: (212) 421-2150

Fax: (212) 421-1891

driesel@sprlaw.com

## Visit our new website at www.sprlaw.com

This e-mail message and any attached files are confidential and are intended solely for the use of the addressee(s) named above. This communication may contain material protected by attorney-client, work product, or other privileges. If you are not the intended

recipient or person responsible for delivering this confidential communication to the intended recipient, you have received this communication in error, and any review, use, dissemination, forwarding, printing, copying, or other distribution of this e-mail message and any attached files is strictly prohibited. If you have received this confidential communication in error, please notify the sender immediately by reply e-mail message and permanently delete the original message.

From: Flanagan, Sarah [mailto:Flanagan.Sarah@epa.gov]

Sent: Tuesday, March 17, 2015 11:45 AM

To: Daniel Riesel

Subject: Diamond Alkali Site/Lower Passaic River Study Area

Mr. Riesel:

We appreciate hearing from you with respect to the Lower Passaic River Study Area. You will shortly receive a response to your letter to Eric Schaaf dated March 10, 2015.

In the interim, I wanted to let you know that EPA has received several Freedom of Information Act (FOIA) requests for the March 10 letter and the attachments. Attachment B includes the words "Confidential, FRE 408 Settlement Communication." However, the contents of the Attachment B do not appear to be subject to withholding under any particular FOIA exemption, so EPA will be releasing the letter and attachments to the requestors this week.

Please do not hesitate to contact me if you have any questions.

Sarah P. Flanagan Office of Regional Counsel, NJ Superfund Branch USEPA, Region 2 290 Broadway, 17th Floor New York, NY 10007 Tel: 212-637-3136

This email may contain material that is confidential, privileged and/or attorney work product for the sole use of the intended recipient. Any review of, reliance on, or distribution by others or forwarding without the express permission of the sender is strictly prohibited. If you are not the intended recipient, please contact the sender and delete all copies.